19 30.

Department of L R & Sett

OFFICE Board of Revenue

STATION Madras

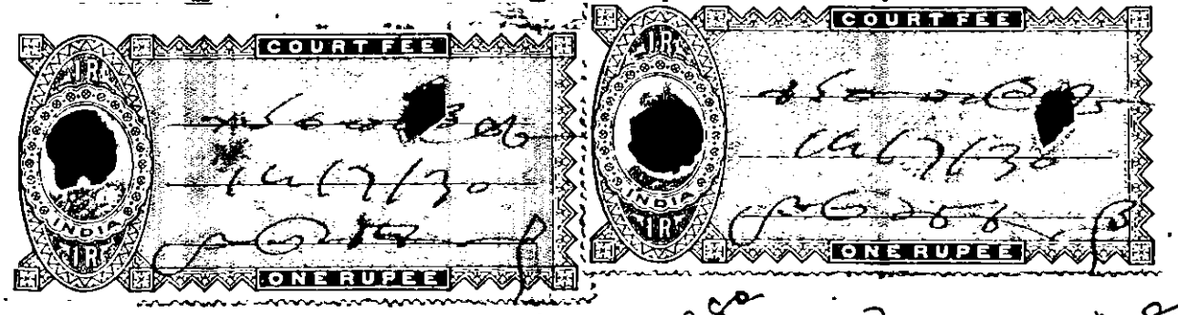
Misc **No.** 2889

Dated 4-10-30

A 2182/30

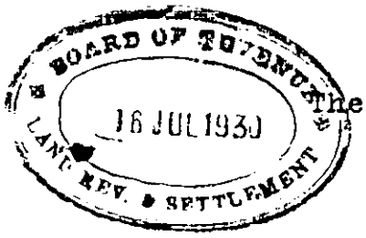
	Date	Initial
Given for copying		
Copied		
Examined	6-10	
Signed		
Given for despatch		
Despatched		
Indexed		
To be destroyed on*		

(SUBJECT.)

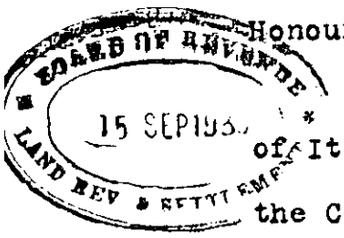


Rp60 Rp3.50 Rp97 A-21-82

A1182



The Secretary to the Commissioners
Board of Revenue , Land Revenue,
M a d r a s.



Honoured Sir,

I, the petitioner, Reddi Siva Rama Reddi of Ittikihal, Siruguppa Taluk beg to appeal against the Collector's orders No. L. Dis 3447/30 dated 18-6-'30 p1

(2) I was appointed as the Reddi of Ittikihal when I was aged 21 on condition of passing the village Officers Special Tests in 2 years in the Adoni Revenue Divisional Officer's R. Dis No. 1948/27-. I appeared for the examination but I failed to secure a pass in the first year. In the second year , I could not sit up for the examination as I was unwell I submitted to the Revenue Divisional Officer the medical certificate granted by the Medicial Officer Adoni As the two years time granted to me had expired, I approached the Revenue - Divisional Officer to examine me orally . I was accordingly orally examined and found fit and the missal was confirmed in my name in his Ref C 3415/28 dated 12-11-28.

refer 25 at p94(G)

p94

(3) Before the formation of Siruguppa Taluk Ittikihal was in Adoni Taluk. In 1929 the Jamabandi of Adoni Taluk was conducted by the Collector . No objection was taken in regard to my missal In 1930, the Jamabandi of Siruguppa taluk was taken up by the Collector and I was then questioned whether or not I had passed the tests.

B)

(4) At the begining of the last month, I received a takid appointing Reddi of Raravi to be in temporary

charge of my appointment ~~(not knowing why)~~ and informing me that my missal was forfeited by the Collector in his Dis C 1768/30. I sent this order of the Tahsildar to the Collector but did not get it back. ~~Not knowing why my~~ appointment was forfeited without any charges being framed, I applied for a copy of the Collector's order and then requested the Collector to reconsider his orders. I was informed in reply in his L. Dis C 3447/30 dated 18-6-30 that I ~~amy~~ may appeal to the Board.

(5) The Collector has remarked that my appointment is of a nature of temporary appointment not contemplated by the Act and will not affect the statutory liability of the missaldar to lose the missal for being disqualified for 3 years after attaining majority. I humbly submit this view is incorrect as I was the rightful heir to the post and I was appointed after I had attained majority. Moreover, the Revenue Divisional Officer after subjecting me to the oral test had declared my missal as permanent in his Order No. Ref C 3415/28 dated 12-11-1928. There is therefore no question of my appointment being temporary as remarked by the Collector.

(6) The Collector thinks that I should not have been examined orally as I was registered a missaldar first. This is again an incorrect view for I was not a registered minor missaldar. I had a right to the oral test and this was properly exercised by the Revenue Divisional Officer in my case.

(7) Much comment has been made for subjecting me to the oral test on 11-11-1928 soon after the village Officers special test. There was nothing strange in the procedure. I could not attend the examination as I suddenly fell ill. This fact is supported by the medical certificate granted to me by the highest medical Officer at Adoni. I am only sorry that these facts are doubted after a lapse of nearly

nearly 1½ years.

(8) The Collector's Order forfeiting my missal was unjust for the following reasons:--

(i) I was not a minor registered missaldar.

(ii) I was orally examined by the Revenue Divisional Officer who confirmed the missal on me.

(iii) No charges were framed against me and no opportunity was given to hear me before my missal was ~~confirmed.~~ forfeited.

(9) I therefore humbly request that the Board will be pleased to restore the missal to me.

I beg to remain,

Honoured Sir,

Your most obedient servant,

[illegible]

[illegible]

16-7-30

BOARD OF REVENUE
LAND REV. & SETTLEMENT
16 JUL 1930

PROCEEDINGS OF THE Collector of Bellary.
MEMORANDUM

Post Box No. *Telegraphic Address*

Name E. Bennett, Esq., I.C.S.,

No. L.Dis.C.3447/30, *dated* 18-6-30. 19

Short title Village officers - Sirugu ppa Taluk - Ittigi-hal village - revision petition of Siva Rama Reddi - orders passed.

READ—the following:—

Endorsement.

462-1930/B3

The applicant is informed that he may appeal, if so advised.

By order.

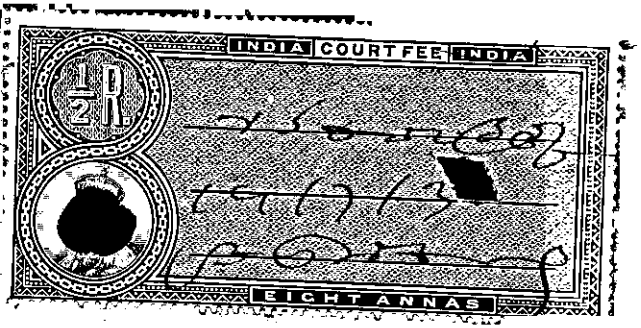
B.R.C./18-6

Head Serishtadar.

To the petitioner Siva Rama Reddi through the Tahsildar of Siruguppa.

Tahsildar of Siruguppa.

Rev. Dvl. Officer Bellary with R.Dis.C.1948 of 27.



roceedings of the Revenue Divisional Officer, Adoni
ame;--M.R.RY.,C.Innayya Reddy Garu,
ef.C.3415/28 Dated 12-11-28

Village Officers-Reddy-Sivarami Reddy-Itikihal village Adoni Oral Test.

Read;-- Correspondence ending with Adoni Tahsildar's R.Dis. dated 22-10-28.

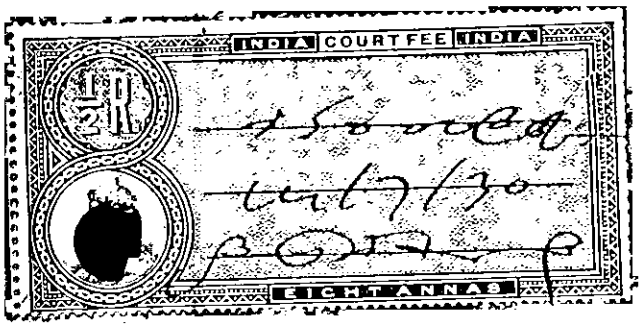
ORDER

Reddy Siva Rami Reddy of Itikihal village was appointed as Kaisal Reddi in this office R.Dis. 1948/27 dated 19-9-27 on condition of passing the Village Officers Tests held in 1927. The Reddi appeared for the examination but failed in two parts. He requested further extension of time till the publication of results of the examination held in 1928 .The permission applied for was also granted [illegible] 14-7-28. Owing to sickness for about a fortnight ,he did not appear for the examination in November 1928 and produced a medical certificate signed by the Assistant Surgeon Adoni in support of his plea. He however appeared before me on 11-11-28 and requested that he may be subjected to oral test. As he was a major of 20(Twenty) years in 1927 when the vacancy arose ,he was subjected to oral test. He writes and reads well , he writes a good hand. He answered also certain questions relating to land revenue ,cholera and criminal matters . He is nervous. He seems to have knowledge enough to discharge the duties of the Village Magistrate .

herefore order that he be permanently appointed as the Reddy of the village.

E.V.R 14-11-28 For Revenue Divisional Offic

To,The Tahsildar Adoni.
The Reddy of Itikihal(Sivarami Reddy)


INDIA COURT FEE INDIA
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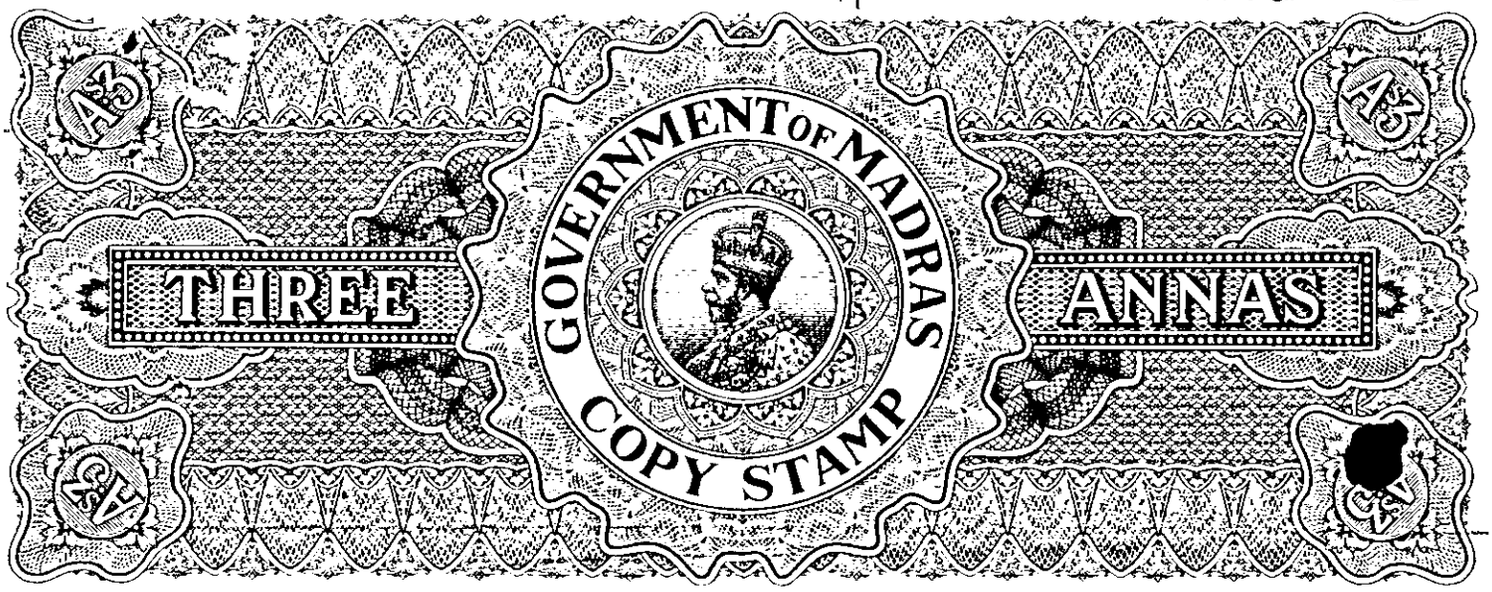


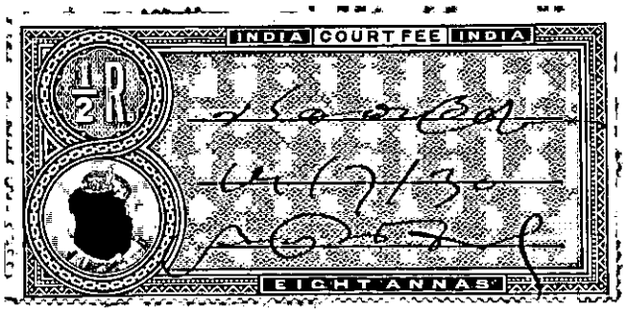
D dis C 1768/30 dt 12.4.30

Proceedings of the Collector of Bellary

Dated 12.4.30

Village Officers - Siringeppa Taluk - Ithikithal Village - Reddi - deceased - forfeited - orders passed.

The Reddy of Ithikithal was registered as deceased on 19-9-27 when he was aged 20 in Adoni R. Dis C no 1948/27 dated 19-9-27. The Reddy should have been given the chance of oral test as required in B.P. No 66 dated 23.6.1919 when the deceased was registered. This was not done but he was permitted by the Revenue Divisional officer Adoni, to enter upon his duties on condition of passing the tests in 2 years. In this case the person was appointed to the post after attaining majority, but before the expiry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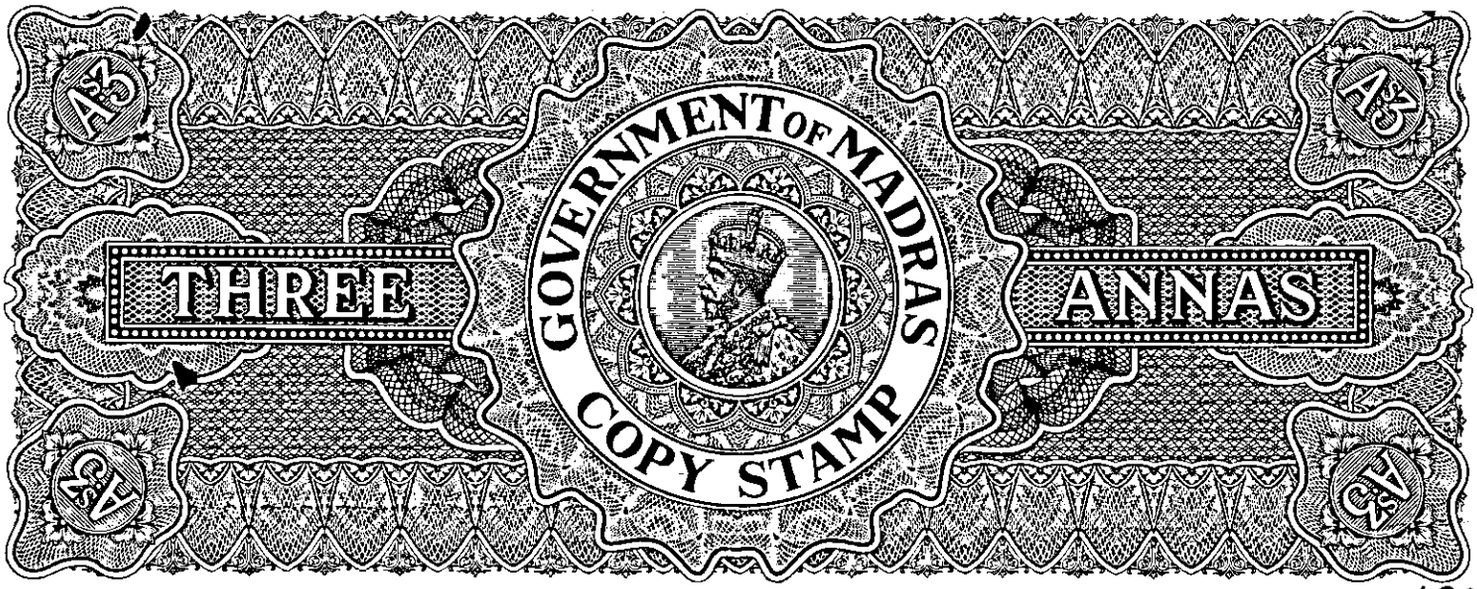
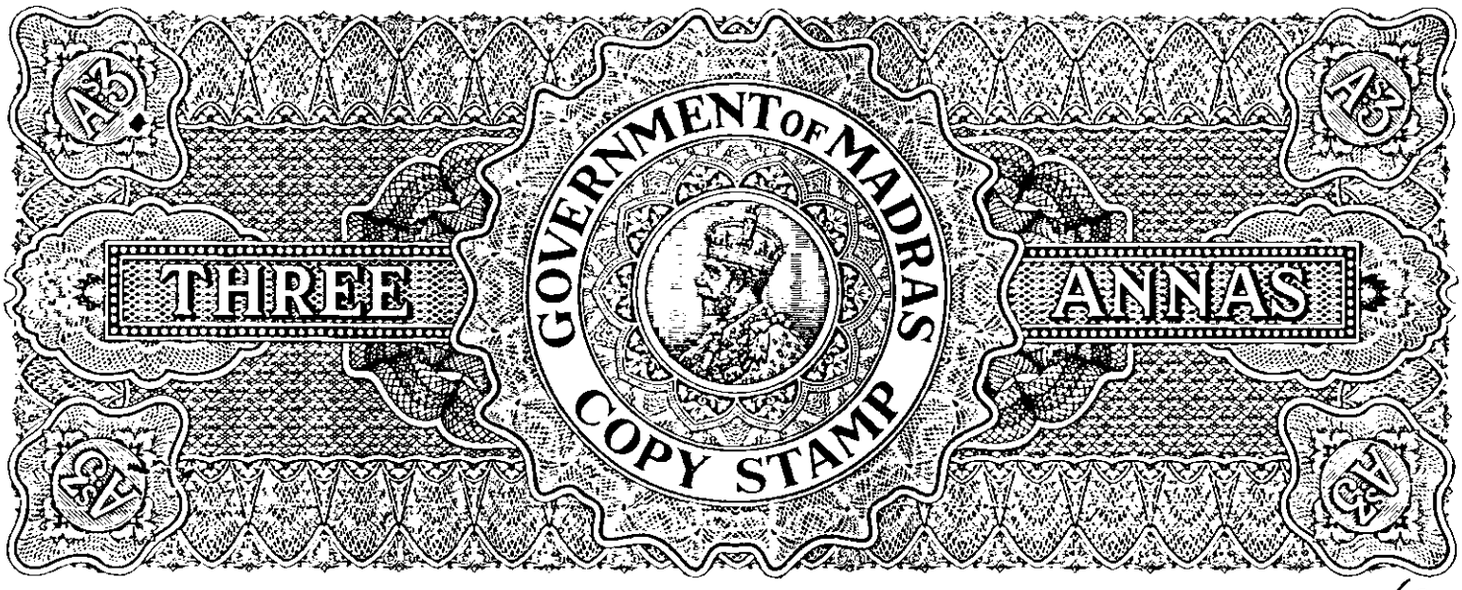


of the three years period. According to G.O. B. 251 dated 19.9.1916 such appointments are of the nature of temporary appointments not contemplated by the Act and will not affect the Statutory liability of the Pensioners to lose their pension for being disqualified for three years after attaining majority

2.— The Reddy failed at the Examination in the first year and he did not attend the Examination in the Second year but produced a Medical Certificate of illness.—

3.— The Village officers Special Test Examination was held on 8th ~~19th~~ November 1928. It is not understood how the Reddy who was ill according to the Medical Certificate granted to him by the Medical officer at Adoni on 9.11.28 suddenly became well on 10.11.28 to attend before the Revenue Officer



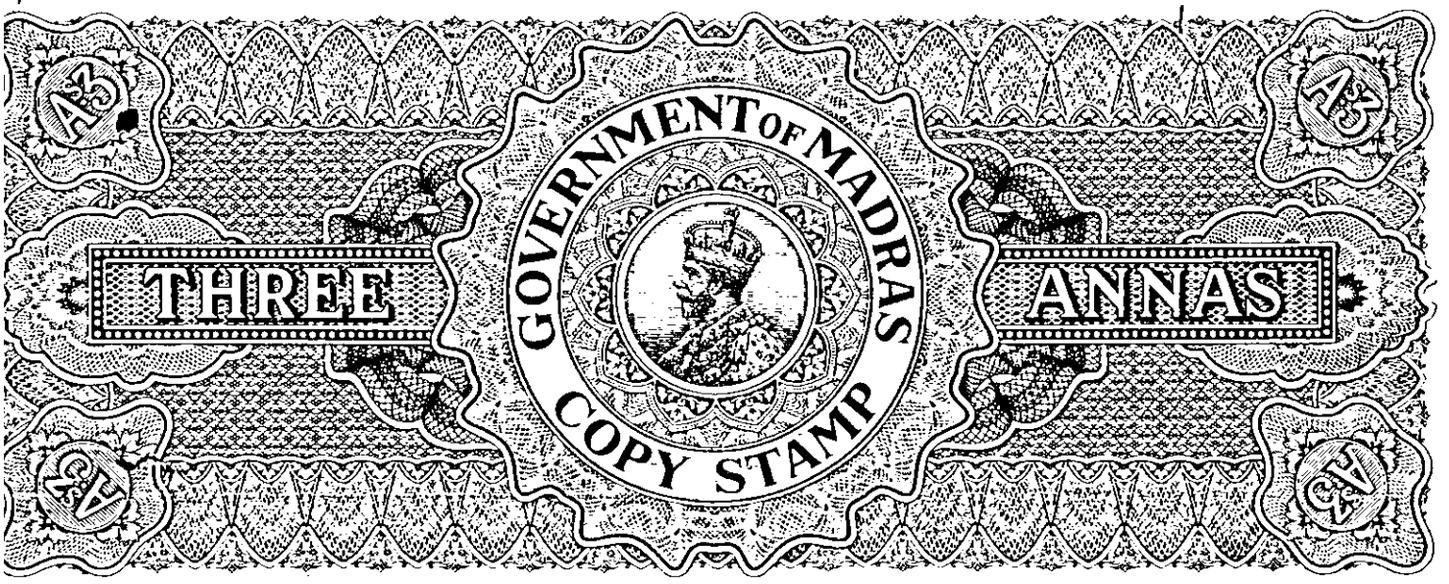
with a request to examine him orally on 11.11.28. The Revenue Divisional Officer examined him orally a year after he was registered as Mirasdar & exempted him from passing the Tests. This is again contrary to the spirit of the orders in B. O. No. 89. Proc. dated 23.8.28.-

The Reddy having been appointed as a Mirasdar on Condition of passing the Tests he cannot be examined orally. The application of the oral test was therefore irregular. As the Reddy remains unqualified for 3 years after attaining majority he forfeited his Mirasi under Section 10 (5) of the Act and he cannot therefore continue to be in office. The orders of the Revenue Divisional Officer Adimissued in his proceedings No. C. 3415/28 dated 12.11.28 appointing Sri Rama Reddi as the permanent Reddy of Pallikal Village are hereby cancelled. -

१ दिन वाला ₹ 16

8 - 7 - 30

१ दिन का काम -



(4)

4/- The Revenue Divisional Officer should replace him at once and fill up the vacancy.

Sd/ E. Bennett
12.4.30. Collector

(True Copy)

by order
Dy. Dy: Collector

Copied by S. Hasanuddin

Compared by Mahbubulla Khan
9.7.30

No. of words 465

No. of Copies nil

Date of receipt 30.6.30

Time Copy ready 9.7.30

Date of despatch 9.7.30

19

No. A 2182-30

Office of the Board of Revenue,
Land Revenue and Settlement,
Chepauk, Madras,

M.R.Ry., Reddi Sivaramareddi of Ittibihal is informed that his petition dated 15 730 has been received by the Board of Revenue but is defective in the following respects:-

Want of an additional court fee label of the value of eight annas for the Collector's order -

The defect should be supplied before 10 · 830 failing which the petition will be rejected.

Non
17/7/30

17.7.30

To

Reddi Sivaramareddi
Ittibihal
Siriguppa Taluk
Bellary Dt

RP456
1808. A 2412
21

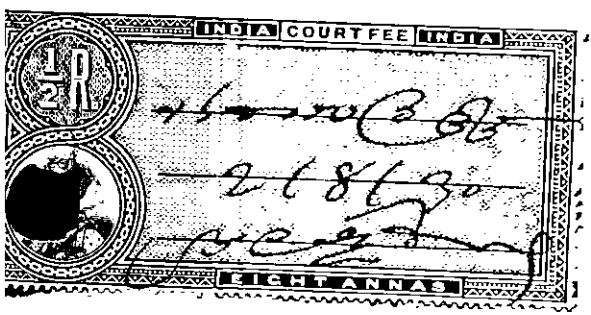
To,

The Office of the Board of
Revenue.
Land Rev. & Settlement
Branch
Hyd.

Re: A. 2182-30

Herewith the court fee label
of 0-8-0 sent for the petition

(Sd) Sivarama Reddi



23

Subject.—

B. F. XXII-A-19—39,500 22-4-30 (S)

OR MEMBER

VOS-(Bellary). Sirigeppa Th.-Dhikihal-headman. appointment-Cancellation. Reddi Sivaramappa-review petition.

READ AGAIN B. P No. _____, dated _____ 193

" " _____, " _____ 193

READ ALSO :—

Register No. _____, From the A 2182-30 No. 101 Q, dated _____ 193

" " _____, " " _____, " _____, " _____ 193

" " _____, " " _____, " _____, " _____ 193

~~RESOLUTION.~~ Reject. No. A 2182-30-1, dated 13-8-30 193

Forwarded to the Collector of Bellary for submission of records with remarks on any allegations in the petition which are not clearly dealt with in the records.

13830

13-8-30

13830

From Collector of Bellary

with petition and enclosures

(Files returned with reply)

SMA/AV.

RECEIVED

15 AUG 1930

15/8

was informed on 18-6-30 [illegible] p7 of
[illegible] Chairman, if so advised
the circumstances, the report
letter & received on 16-7- : may
be considered to have come as the
Collector's order & 12.6.30 was not
communicated to him directly but
through the RDO. The petition
may be admitted. M.1-5 of

4. The RDO's order
appointing the petitioner perma-
nently on after giving him p9 of.
a chance & oral test appears
to be correct. Bf no. 39 & 23-8-28 (5
which was confirmed in Bf no.
139 from & 11-12-28 does not
seem to apply because the order
of the RDO is dated 12-1-28 and
also because, the petitioner was
a major at the time ~~he became~~ newer appointed
~~error~~ - ~~he does not appear~~ In such a case there is no prohibition
against giving him a chance of the
~~he practised none were offered~~
oral test. The Collector's
interference in the matter
does not appear to be correct.

5. The Collector suspects
~~not~~ the petitioner intentionally
absented himself from the

BOARD OF REVENUE
13 SEP 1930
LAND REV. & SETTLEMENT

Ref. C. 4790/30 A.1 Dated 12.9.30. A 28'5 (

E. Bennett Esquire, I.C.S.,

Collector of Bellary

Bellary.

To the Secretary to the Commissioner,

Board of Revenue, Land Revenue and Settlement,

M a d r a s.

Sir,

Village officers - Siruguppa taluk - Ittikihal - headman appointment - cancellation - Reddi Sivarama Reddi - revision petition report sent -

Enclosures 6 by regd post

Ref. Board's Ref.A. 2182/30. dated 13.8.30. B 234

(L) + (R)

The case of the Reddi of Ittikihal was fully discussed in my D.Dis. 1768/30 dated 12.4.30 and L.Dis.C. 3447/30 dated 18.6.30. I have no further remarks to offer.

2. The records noted in the list enclosed are sent herewith for reference and return when no longer required.

B 0240 12/9

For Collector.

R.V. 12.9.

CR. 12/9

RP 97

'57

Bellary Collector's office,

Ref. C. 4790/30A.1 Dated 12.9.30.

List of papers sent to the Board.

---

1. Petition of Siva RamaReddi of Ittikinal.
2. Check Memos of Faslis 1338 and 1339.
3. Adoni Revenue Divisional Officer's D.Dis. 1948/27
4. Bellary Revenue Divisional Officer's D.Dis. 970/30.
5. Collector's B.Dis. 1768/30.
6. Collector's L.Dis.C. 5447/30.

Do/ sent by registered post

R.V. 12.9.

Sd/- 12/9

for Collector.

C.R. 1719

Received Taboneflig

DESPATCHED

16 SEP 1930

16/9/30

Environmental

M. F. XXII-A-19—89,500 22-4-30 (6)

Subject.—

FOR MEMBER

Vcf. (Bellary) - Sirigappa Th - Ittikihal Village headman - appointment - Cancellation - Reddi Sivaramareddi - Revision petition allowed

READ AGAIN B. P. No. _____, dated _____ 193

" " " _____, " _____ 193

READ ALSO :—

Register No. _____, From the A 2182-30 No. 614, dated 2 193

" " _____, " " _____, " _____, " _____ 19

" " _____, " " _____, " _____, " _____ 193

RESOLUTION. Misc No. 2889, dated 4-10- 193 0

In this case, the petitioner Sivaramareddi a major aged 20 was appointed on condition of passing the test. He was rightly opened to chance-goral test and confirmed by the Revenue Officer. He was not a registered minor As his appointment was one outside the scope of the Act, the question of forfeiture of appointment by remaining unqualified for three years after attaining majority

The Board accordingly restores the order of the RDO dt 12.11.28 and directs that the petitioner be reinstated in office. Before the Collector is requested to give notice to the affected party before communicating this order to the petitioner if the vacancy has already been permanently filled up. (Cr)

2/ The petitioner is referred to the Collector for orders on his revision petition.

Chief Secretary to Govt 4.10.29

Dy Secretary to Govt

To Reddi Sivaramaraju Ethikahal, Sirigappa Tk Bellary Dt para 2 of the Collr of Bellary with records returned.

Despatch

Issued at 2 pm of the typed duplicate.

M2 (C ...)

VO - (Bellary) - Siriguppa Tk - Strikinal - headman - appointment - cancellation - Reddi Sivaramareddi - revision petition -

A 2182-30 b14

To
AE.

Hereditary and Stationary -

2. No second appeal lies

3. The vacancy seems to have arisen in 1927 and the RDO appointed the Board's petitioner, a major on condition of passing the tests. He could not pass the tests. He was unable to sit for the examination on 9-11-28 (b13 f) 8-11-28 - On 11-11-28 he was examined orally by the RDO and was permanently appointed (b9 c.r.) - The Collector cancelled the RDO's order on 12.4.30. The order seems to have been communicated to the petitioner in the last week of (f 1 f) (pp 1-3 f) June. On a revision petition

examina tion on 8th of 9th Nov-
p13 cf. 28, leaving that he would
not pass - this for considera-
tion the oral test can
be awarded in such a case
x. O. No. 55 Rule 7 - 15 providing
for the oral test in the case of
headmen and the Board's reference
of 16-7-28 suggesting that
registered minors should be
excluded from the term 'oral test' may be perused -
Enclosures.

Ans The Collector's order dt 12.4.30 does
p11 cf. 685 not appear to be correct. As the
petitioner was a major, and not a
registered minor, he could be given the
oral test. Records may be called for
for 1930 before final orders are passed.

The question in this
appeal is whether a Divl.
Officer who prescribes the
written test for a headman can
subsequently give him the
chance of passing the oral test.
The collector thinks that the
answer is No vide G.O. No 66 Revenue
dated 23-6-1919 quoted by

(H)

Collector seems to support
view taken by the Dist
r. the Collector should
given the appellant notice
: he cancelled this
instrument. The records may
called for.

2/8/30

P.C. on (4) does not
apply to the present case.
Cannot see why
person who may not
in future qualify to benefit
may not subsequently be
given such benefit.
The cases on (5). I
may think, only supports
the A.D.O's action.
I only see how the records
should be called for.

11/8 11/8/30.